

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVI APPELLATE SIDE JURISDICTION

WRIT PETITION NO 3980 OF 2005

The Secretary Shetkari
Shikshan Mandal Dholgarwadi...Petitioners

VS

The State of Mah and ors...Respondents

Mr. G.N.Salunke for petitioners

Mr. Palekar AGP for State

Mr.A.S.Vagyani for respondent no 2

CORAM: S.U.KAMDAR J.

Dated 5.12.2005

P.C:

. The present petition is challenging the order dated 27.5.2005 by which the earlier order passed by the Director of Education transferring the management of the school controlled by the respondent no. 2 Mandal to the petitioner herein has been stayed in view of the suit instituted by the erstwhile management in a court of competent jurisdiction. It seems that there is serious dispute pertaining to the interse arrangement of transfer of the said school which is also the subject matter of a civil suit. Pending the said civil suit the aforesaid order has been passed by the Director of Education.I do not find any error

in the order passed by the Director of Education which is impugned herein. If there are disputes as to the arrangement arrived at for transfer of the management between two institutions then obviously it has to be determined by the competent authority. In that view of the matter the petition is dismissed with no order as to costs.